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Attorneys for Plaintiffs
OXANE "GYPSY" TAUB and GEORGE DAVIS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

OXANE "GYPSY" TAUB and GEORGE) Case № 3:12-cv-05841-EMC (NJV)
DAVIS,)
Plaintiffs,)
v.) STIPULATED REQUEST TO ENTER
Defendants) FINAL ORDER
CITY and COUNTY of SAN)
FRANCISCO and the SAN)
FRANCISCO POLICE DEPARTMENT)
Defendants)
)

WHEREAS, the Court previously Granted Defendants' Motion to Dismiss Plaintiffs' original Complaint and denied Plaintiffs' Motion for Preliminary Injunction based on that Complaint, [January 29, 2013, Dkt. No. 26], and Granted Defendants' Motion to dismiss Plaintiffs' claims against the City and County of San Francisco and the San Francisco Police Department for Restriction of Core Political Speech, Prior Restraint, Compelled Speech, Vagueness, and Claim for

1 Injunctive Relief/Declaratory Judgment pled in Plaintiffs' Second Amended Complaint on December
2 24, 2014. (Dkt. No. 104);

3 **WHEREAS**, the Plaintiffs previously withdrew their claim against the City and County of
4 San Francisco and the San Francisco Police Department based on the right to petition;

5 **WHEREAS**, Plaintiffs only remaining claim against the City and County of San Francisco
6 and the San Francisco Police Department is a claim for unconstitutional viewpoint discrimination;

7 **WHEREAS**, the Parties have reached a Settlement Agreement settling Plaintiffs' claim
8 against the City and County of San Francisco and the San Francisco Police Department for
9 unconstitutional viewpoint discrimination;

10 **WHEREAS**, under the Settlement Agreement, the Parties stipulated to the entry of a Final
11 Order disposing of this case, and reserving the rights of Plaintiffs to appeal to the Ninth Circuit Court
12 of Appeals the causes of action the Court dismissed on December 24, 2014, including the Court's
13 conclusion that Plaintiffs cannot obtain injunctive relief;

14 **THEREFORE**, the Parties do thereby **STIPULATE and AGREE** that the Court enter a
15 final, appealable order in the form attached hereto as Exhibit 1.

16 **IT IS SO STIPULATED AND AGREED.**

17 Dated: 6/15/2015

18 By: /s/ D. Gill Sperlein
19 D. GILL SPERLEIN
20 THE LAW OFFICE OF D. GILL SPERLEIN

21 LAWRENCE G. WALTERS, *pro hac vice*
22 WALTERS LAW GROUP

23 Attorney for Plaintiffs
24 Oxane "Gypsy" Taub and George Davis

1
2 Dated: 6/15/2015
3

DENNIS J. HERRERA
City Attorney

4 By: /s/ Tara M. Steeley
5 TARA M. STEELEY

6 Attorneys for Defendants
7 CITY AND COUNTY OF SAN FRANCISCO,
8 SAN FRANCISCO POLICE DEPARTMENT

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2 **UNITED STATES DISTRICT COURT**
3 **NORTHERN DISTRICT OF CALIFORNIA**
4 **SAN FRANCISCO DIVISION**

5 OXANE "GYPSY" TAUB and GEORGE) Case № 3:12-cv-05841-EMC (NJV)
6 DAVIS,)
7 Plaintiffs,) **STIPULATED [PROPOSED] FINAL**
8 v.) **ORDER**
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12 The Court has reviewed the Stipulated Request to Enter Final Order disposing of this case. It
13 appearing to the satisfaction of the Court that the Parties have settled and dismissed the sole
14 remaining claim for unconstitutional viewpoint discrimination, and have further stipulated that
15 Plaintiffs be permitted to appeal the prior adverse rulings by this Court, it is hereby

16 ORDERED and ADJUDGED that final judgment be rendered in favor of Defendants and
17 against Plaintiffs. The clerk is directed to close the case file.

18 **IT IS SO ORDERED**

19 Dated: _____ 6/22/15

20 Copies to: Counsel of Record

